

FILED

DISTRICT COURT OF GUAM

JUL 25 2006

MARY L.M. MORAN
CLERK OF COURT

DISTRICT COURT OF GUAM

TERRITORY OF GUAM

UNITED STATES OF AMERICA,

Plaintiffs,

vs.

UPSIM LEE,

Defendant.

CRIMINAL CASE NO. 99-00116

RECEIPT OF EXHIBITS

☒ Government's

☐ Defendant's

☐ Joint

I hereby acknowledge receipt of the following exhibit(s) in the above-entitled case, which are listed herein.

EXHIBIT NO.

DESCRIPTION

See attached Exhibit and Witness List

[Signature]

Signature

Teressa Citahay

Name

7/25/06

Date

US Attorney's Office

Office/Firm Receiving Exhibits

ORIGINAL

UNITED STATES DISTRICT COURT

DISTRICT OF

GUAM

UNITED STATES OF AMERICA

EXHIBIT AND WITNESS LIST

V.

UPSIM LEE

Case Number: CR-99-00116

PRESIDING JUDGE JOHN S. UNPINGCO					GOVERNMENT'S ATTORNEY KAREN JOHNSON	DEFENDANT'S ATTORNEY RAWLEN MANTANONA
TRIAL DATE (S) JANUARY 13, 2003					COURT REPORTER WANDA MILES	COURTROOM DEPUTY LEILANI HERNANDEZ
GOV'T NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES	
					(TIME: 9:18:36)	
					Ms. Johnson requests for Mr. Robertson to be called & examined. No objections	
					ROB D. ROBERTSON, called and sworn.	
					Direct Examination by Ms. Johnson	
1		01/13/03	01/13/03	01/13/03	Excerpt from a Tape #9 recording of 06/18/1998 re phone call from Chang Sik Choe to Officer James W. Cruz	
					Objection by Mr. Mantanona - No evidence to prove	
					Ms Johnson instructed to rephrase	
					Objection by Mr. Mantanona - Witness is non-responsive to the question	
					Overruled	
					(TIME: 9:29:20)	
2		01/13/03	01/13/03	01/13/03	Excerpt from Tape (Multiple calls from Choe)	
					(Time 9:36:42)	
					Objection by Mr. Mantanona, - clarification of testimony /dollar amount	
					(Time:9:39:45)	
					Clarification by Court - read back testimony	
					Overruled	
					Cross- Examination by Mr. Mantanona	
					(TIME: 9:43:25)	
	A	01/13/03	01/13/03	01/13/03	Fax message from Mr. Robertson to Ms. Johnson, dated 01/07/2002	
	B	01/13/03	01/13/03	01/13/03	Memorandum from Mr. Robertson to Ms. Johnson, dated 08/17/1999	
					(TIME: 9:59:06)	
					15 minute RECESS (TIME 10:24)	
					COURT RESUMES (TIME 10:39:09)	
					Re-direct Examination by Ms. Johnson	
					Defense & Government Rest	
					Court examines witness	
					Witness Excused (TIME: 10:46:44)	
					Closing arguments by Ms. Johnson	
					Closing arguments by Mr. Mantanona (TIME: 10:54:45)	
					Rebuttal argument by Ms. Johnson (TIME: 11:11:54)	
					Rebuttal argument by Mr. Mantanona	
					Court continues sentencing until 3:30 p.m. - No objections.	
					Mr. Vernier states that the interpreter, Ms. Park, is not available this afternoon and requests to have Mr. Jason Kim as an interpreter - No objections - GRANTED.	
					Court Recesses until 3:30 p.m. (END TIME: 11:17:45)	
					Hearing Resumes (TIME: 4:40:18)	

PRESIDING JUDGE JOHN S. UNPINGCO					GOVERNMENT'S ATTORNEY KAREN JOHNSON	DEFENDANT'S ATTORNEY RAWLEN MANTANONA
TRIAL DATE (S) JANUARY 13, 2003					COURT REPORTER WANDA MILES	COURTROOM DEPUTY LEILANI HERNANDEZ
GOV'T NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES	
					Both parties move to admit their exhibits - No objections - GRANTED. ALL EXHIBITS ADMITTED.	
					Defendant's Motion for Downward Departure - DENIED	
					Mr. Mantanona addresses the Court / Final Arguments	
					Defendant addresses the Court and apologizes	
					Mr. Mantanona requests that upon sentencing, could the defendant be allowed to self-surrender here	
					Ms. Johnson addresses the Court/ Final Arguments	
					Ms. Johnson request to impose a \$4,000.00 Fine	
					Mr. Mantanona clarifies and requests for the defendant to be able to self-surrender at the Bureau of Prisons in the United States -	
					Mr. Mantanona also requests for the Court to recommend that the defendant serve her term in California	
					Court states Sentence imposed and it's recommendation for sentence to be served at the Bureau of Prison in Dublin California	
					Government moves for dismissal of Counts 1, 2, & 3 - No objections - GRANTED.	
					(END TIME: 5:03:12)	